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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LUIS ENRIQUE ORTIZ-IBARRA,

Defendant.

Case No. 2:21-CR-00052-JCM-DJA

**STIPULATION TO CONTINUE
SENTENCING HEARING**

(SECOND REQUEST)

IT IS HEREBY STIPULATED and agreed, by and between JASON M. FRIERSON, United States Attorney, by JOSHUA BRISTER, Assistant United States Attorney, LUIS ENRIQUE ORTIZ-IBARRA, Defendant, by and through his counsel, MONTI JORDANA LEVY, ESQUIRE, WRIGHT MARSH & LEVY, that the sentencing hearing currently scheduled for February 1, 2023, at 11:00 a.m. be vacated and set to a date and time convenient to this Court, but no sooner than thirty (30) days from the current sentencing date.

This stipulation is entered into for the following reasons:

1. Defense counsel needs additional time to review the PSR with the client and to prepare for sentencing.
2. The parties agree to the continuance. Mr. Ortiz-Ibarra is presently in custody and agrees to the continuance.
3. Additionally, denial of this request for continuance could result in a miscarriage of justice.

1 4. The additional time requested by this Stipulation is made in good faith and not for
2 purposes of delay.

3 5. This is the second request for a continuance of the sentencing hearing.

4 Dated this 10th day of January, 2023.

5 Respectfully submitted:

6 WRIGHT MARSH & LEVY

JASON M. FRIERSON
United States Attorney

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8 By /s/ Monti Jordana Levy
9 MONTI JORDANA LEVY, ESQUIRE
Counsel for Ortiz-Ibarra

By /s/ Joshua Brister
JOSHUA BRISTER
Assistant United States Attorneys

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)
) Case No. 2:21-CR-00052-JCM-DJA
Plaintiff,)
) **ORDER**
vs.)
)
LUIS ENRIQUE ORTIZ-IBARRA,)
)
Defendant.)
_____)

Based on the Stipulation of the parties, the sentencing hearing in this matter is hereby continued. The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant in a speedy sentencing, since the failure to grant said continuance would be likely to result in a miscarriage of justice, and would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for sentencing, taking into account the exercise of due diligence.

IS IT HEREBY ORDERED that the sentencing in the above-captioned matter currently scheduled for February 1, 2023, at 11:00 a.m., be vacated and continued to **March 3, 2023, at 10:30 a.m.**

Dated: January 11, 2023 .



JAMES C. MAHAN
UNITED STATES DISTRICT JUDGE